IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

WEDNESDAY, THE 11TH APRIL 2007 / 21ST CHAITHRA 1929

WP(C).No. 12407 of 2007(B)

OPMV.46/2004 of MOTOR ACCIDENT CLAIMS TRIBUNAL, ALAPPUZHA

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PETITIONER:

V.K.PAILO, AGED 57 YEARS,
RESIDING AT KARUKAYIL HOUSE, VARANAD P.O.,
CHERTHALA, ALAPPUZHA.

BY ADV. SRI.T.M.RAMAN KARTHA

RESPONDENTS:

THE ORIENTAL INSURANCE COMPANY
LIMITED, CHANGANACHERRY, REPRESENTED BY
ITS BRANCH MANAGER.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR, J.

W.P.(C).No.12407 of 2007-B

Dated this the 11th day of April, 2007

JUDGMENT

The petitioner is the claimant in O.P.(MV)46 of 2004 on the file of the Motor Accidents Claims Tribunal, Alappuzha. This writ petition is filed seeking a direction to the Tribunal to hear and dispose of the said claim petition expeditiously taking it out of turn. The petitioner may move the M.A.C.T. for early hearing of the case pointing out the special facts, if any, concerning his case. If any application is already filed, the Tribunal shall consider the same and pass appropriate orders thereon. Normally, the Tribunal should go by the seniority of the cases. But, in special circumstances it can take cases out of turn also. So, the Tribunal will decide whether the petitioner's case can be taken out of turn, having regard to the facts of the case.

The Writ Petition is disposed of as above.

K.BALAKRISHNAN NAIR, JUDGE.

MS